Orr&Reno

MPIC TYPETSHEET

Susan S. Geiger sgeiger@orr-reno.com Direct Dial 603.223.9154 Direct Fax 603.223.9054 Admitted in NH and MA

April 17, 2015

Via Hand Delivery and Electronic Mail

Ms. Debra A. Howland, Executive Director New Hampshire Public Utilities Commission 21 S. Fruit Street, Suite 10 Concord, NH 03301

> Re: DE 15-066 Petition of NH-Big Island Co. for a License to Construct and Maintain Cables and Pipelines Beneath State Lands and Waters

Dear Ms. Howland:

Enclosed please find an original and six copies of an Affidavit of Compliance and Publication for filing in the above-captioned docket.

Please contact me if there are any questions about this filing. Thank you for your assistance.

Very truly yours,

Susan S. Geiger

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Enclosure Service List (electronic mail only) 1300682_1

STATE OF NEW HAMPSHIRE

BEFORE THE

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DE 15-066

NH-BIG ISLAND CO.

Petition for a License to Construct and Maintain Cables and Pipelines Beneath State Lands and Waters

AFFIDAVIT OF COMPLIANCE AND PUBLICATION

NOW COMES Susan S. Geiger, upon oath, being duly sworn, and states as follows:

- 1. In accordance with the Order *Nisi* Granting License (Order No. 25, 776) issued in the above-captioned docket on April 8, 2015, on behalf of NH-Big Island Co., I caused the summary of said Order to be published once in a statewide newspaper of general circulation no later than April 13, 2015. Said publication was made in the Manchester Union Leader on April 10, 2015. *See* attached copy.
- 2. In accordance with the above-referenced Order *Nisi*, I caused a copy of said Order *Nisi* to be sent by first class mail no later than April 13, 2015 to: (i) Ms. Mary Reynolds, City Clerk of Laconia, New Hampshire; (ii) New Hampshire Attorney General Joseph Foster; (iii) Beach Club Condominium, the owner of land bordering Lake Winnipesaukee at the location of the crossing (a copy was also sent by USPS overnight delivery); (iv) the New Hampshire Department of Transportation; and (v) the New Hampshire Department of Transportation.
- 3. The mailing to Beach Club Condominium was sent to a post office box that was listed on the Laconia Tax Map for the relevant property (i.e. the land bordering Lake Winnipesaukee at the location of the crossing).

- 4. On the afternoon of April 14, 2015, I received a phone call from the Laconia Post Office indicating that the post office box to which the Beach Club Condominium mailing was made was closed. Upon receiving this notification, I immediately contacted representatives of NH-Big Island Co. in an effort to obtain a correct address for Beach Club Condominium.
- 5. On the evening of April 14, 2015, NH-Big Island Co.'s engineer, Mr. Peter Howard, instructed me to send a copy of said Order *Nisi* to Mr. Jay Spadaro, President of Beach Club Condominium at Mr. Spadaro's home address, 32 Arlene Drive, Pelham, NH 03076.
- 6. I cause a copy of the Order *Nisi* to be sent on April 15, 2015 by overnight mail to Mr. Spadaro at the above-referenced address.

DATED this 16th day of April, 2015.

Susan S. Geiger

STATE OF NEW HAMPSHIRE

COUNTY OF MERRIMACK

On this ⁷day of April, 2015, the above-named Susan S. Geiger personally appeared before me and subscribed and swore to the foregoing.

Justice of the Peace/Notary Publication

Iller a. Cole

My Commission Expires

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UNION LEADER CORPORATION

P O BOX 9513 MANCHESTER, NH 03108

> 0000056441 ORR & RENO/LEGALS PO BOX 3550 CONCORD NH 03302-3550

I hereby certify that the legal notice: (0001475460) DE 15-066 NH-BIG ISLAND CO. was published in the New Hampshire Union Leader On: 04/10/2015.

State of New Hampshire Hillsborough County

Subscribed and sworn to before me this

day of

Notary Public

Legal Notice

STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION DE 15-066 NH-BIG ISLAND CO. Petition for a License to Construct and Maintain Cables and Pipelines Beneath State Lands and Waters Summary of Order Nisi No. 25,776 Granting Water and Land Crossing License

April 8, 2015 On April 8, 2015, the Commission approved a petition filed by NH-Big Island Co. requesting authority to construct and maintain an electric cable, an internet and television cable, a water pipeline, and a sewer pipeline beneath a state-owned railroad and beneath Lake Winnipesaukee to serve Big Island in the City of Laconia, New Hampshire. The petition explained that each of the lines and pipes will be in separate sleeves, which will be bundled together as they travel approximately 12 feet under the lake bed between shore and Big Island.

Staff recommended that the Commission grant the license subject to certain conditions requiring compliance with applicable safety standards, construction requirements, and permits.

The petition and subsequent docket filings, other than any information for which confidential treatment is re-

which confidential treatment is requested of or granted by the Commission, are posted to the Commission's website at http://www.puc.nh.gov. The Commission granted NH-Big Island's request for a license to cross public waters and lands by order nisi dated April 8, 2015, subject to Staff's proposed conditions. To ensure that all interested persons receive notice of this docket and have an opportunity to request a hearing, the Commission delayed the effectiveness of its approval until April 20, 2015. All persons interested in responding to the Commission's approval may submit Commission's approval may submit their comments or file a written request for a hearing, which states the reason and basis for a hearing, no later than April 15, 2015. Any person interested in responding to any such comment or request for hearing shall do so no later than April 17, 2015. Following considerable of Section 2015. eration of any comments and requests for hearing received, the Commission may further extend the final effective date of its approval. The Commission's approval shall otherwise become final and effective on April 20, 2015, unless the Commission orders otherwise. (UL - April 10)